IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 30TH OCTOBER 2007 / 8TH KARTHIKA 1929

WP(C).No. 32145 of 2007(B)

PETITIONER:

T.N.SUBHAS, SUBHAS MANDIRAM,
NEAR VILLAGE OFFICE, MEENADU, CHATHANNOOR P.O.,
KOLLAM DISTRICT, (SUPERINTENDENT, RETIRED
ON 30.06.2005 FROM KOTTARAKKARA DEPOT).

BY ADV. SRI.R.GOPALAKRISHNAN (SREEVALSAM)

RESPONDENTS:

KSRTC, REPRESENTED BY THE MANAGING
DIRECTOR, KSRTC, THIRUVANANTHAPURAM.

BY ADV.SRI.K.PRABHAKARAN, SC.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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W.P.(c).No.32145 OF 2007

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Dated this the 30th day of October , 2007

JUDGMENT

Petitioner seeks payment of pensionary benefits overlooking seniority. Petitioner retired as Superintendent on 30/06/2005 from the respondent Corporation. Petitioner has produced Ext.P1 notice issued by the Chattannoor Co-op. Urban Bank demanding substantial amount in connection with the loan allegedly taken by the petitioner and not repaid, as a justification for out of turn payment. No doubt, petitioner has retired as Superintendent, but I feel that some relaxation can be given to the petitioner. The writ petition is disposed of directing the respondent to pay to the petitioner a sum of Rs. 1,00,000/- (Rupees One Lakh) within a period of one month from the date of receipt of a copy of this judgment. The direction to release the amount as aforesaid need be complied with only after retaining such amount as is necessary to clear any liability due from the petitioner on the strength of any agreement executed by him or due from him to the Corporation.

(K.M.JOSEPH, JUDGE)

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